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Lead Counsel for the Class

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

In re LUMINENT MORTGAGE CAPITAL,)
INC., SECURITIES LITIGATION,)

This Document Relates To:
ALL ACTIONS.

CASE NO. 07-CV-04073 PJH

CLASS ACTION

**STATEMENT OF NON-OPPOSITION BY
WILLIAM F. KORNFELD, JR.
REGARDING APPOINTMENT OF LEAD
PLAINTIFF(S) AND LEAD COUNSEL
PURSUANT TO SECTION 21D OF THE
SECURITIES EXCHANGE ACT OF 1934**

DATE: November 21, 2007
TIME: 9:00 a.m.
JUDGE: Honorable Phyllis J. Hamilton
CTRM: 3, 17th Floor

1 TO THE COURT, ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that, after reviewing the Reply Declaration of Allen Dayton in
3 Support of Motion by Southern for Appointment of Lead Plaintiff and Approval of Lead Counsel,
4 filed November 7, 2007, and telephonically conferring with Mr. Dayton's counsel regarding Mr.
5 Dayton, VSA, Inc., and The Southern Improvement Company's (collectively the "Southern Group")
6 lack of any hedging activities in connection with the Southern Group's investment in Luminent
7 securities, William F. Kornfeld, Jr. hereby issues his statement of non-opposition to Southern
8 Group's motion for appointment of lead plaintiffs and lead counsel.

9 However, if the Southern Group is not appointed as lead plaintiffs, or if they are unable to
10 complete their duties as lead plaintiffs and/or representatives of the putative class, Mr. Kornfeld
11 respectfully requests this Court reconsider his motion for appointment as lead plaintiff and approval
12 of his selection of lead counsel as he is the individual investor with "the largest financial interest in
13 the relief sought by the class" of those persons who sought to be appointed lead plaintiffs. See 15
14 U.S.C. §78u-4(a)(3)(B)(iii)(I)(bb).

15
16 Dated: November 20, 2007

Patrice L. Bishop
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19 /s/
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Counsel for Movant and Proposed
Lead Counsel for the Class

PROOF OF SERVICE VIA ELECTRONIC DELIVERY

I, Patrice L. Bishop, hereby certify that on November 20, 2007, I electronically filed the following document(s) with the Clerk of the Court using the CM/ECF system:

STATEMENT OF NON-OPPOSITION BY WILLIAM F. KORNFELD, JR. REGARDING APPOINTMENT OF LEAD PLAINTIFF(S) AND LEAD COUNSEL PURSUANT TO SECTION 21D OF THE SECURITIES EXCHANGE ACT OF 1934

Upon filing of the foregoing documents, the CM/ECF system sent notification of same to the e-mail address(es) denoted below, obtained through the CM/ECF system.

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I further certify that I served a copy(ies) of the above document(s) on the following non-CM/ECF participant(s) by depositing a copy(ies) in the United States mail, first-class postage prepaid, as follows:

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12 **Counsel for Plaintiff Howard J. Kaplowitz,**
IRA and Movants William F. Kornfeld and
13 **Dennis Koch**

14 I further declare, pursuant to Civil L.R. 23-2, that on the date hereof I served a copy of the
15 above-listed document(s) on the Securities Class Action Clearinghouse by electronic mail through
the following electronic mail address provided by the Securities Class Action Clearinghouse:

16 scac@law.stanford.edu

17 I declare under penalty of perjury under the laws of the State of California and the United
States of America that the foregoing is true and correct. Executed this 20th day of November, 2007
18 at Los Angeles, California.

19 _____
/s/
20 Patrice L. Bishop
Declarant
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